

1 HOUSE BILL NO. 253

2 INTRODUCED BY J. GILLETTE

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING CHARITABLE TRUST LAWS; AND PROHIBITING
5 STATE AGENCIES OR OFFICIALS FROM IMPOSING REQUIREMENTS NOT AUTHORIZED BY LAW."6
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:8
9 NEW SECTION. **Section 1. Limit on charitable trust requirements.** (1) Except as provided in
10 subsections (2) and (3), a state agency or state official may not impose any annual filing or reporting
11 requirements on a charitable trust that are more stringent, restrictive, or expansive than the requirements
12 authorized under Montana law.13 (2) Subsection (1) does not apply to state grants and contracts, fraud investigations, or enforcement
14 actions against specific nonprofit organizations.15 (3) Subsection (1) may not be construed to impact the authority of the attorney general to act as a
16 qualified beneficiary for a charitable trust pursuant to 72-38-221.17
18 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an
19 integral part of Title 72, and the provisions of Title 72 apply to [section 1].

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